Penn Mutual Life Insurance Company

to

Continental Construction Corporation

#2282

Fee $ .60

Filed for record the 2 day of October A. D. 1930 at 11:28 o'clock A. M.
Mildred E. Knott, Recorder
Zelda Wildin, Deputy.

WAIVER OF PRIORITY OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That the undersigned, the owner and holder of a certain mortgage, or mortgages, now of record covering the land described as:

Southwest Quarter of Northeast Quarter and West Half of the Southeast Quarter of Section 12, in Township 74, North of Range 27, West of the 5th P. M. Iowa, which mortgage was made by Lewis F. Porter and wife, Mary E. Porter to H. W. Binder & Co., January 10, 1925, and recorded in Mortgage Record 63, page 604 of the records in the Recorder's Office of Madison County, Iowa,

in Madison County, State of Iowa, for and in consideration of One Dollar to said undersigned in hand paid by Continental Construction Corp,, a corporation of.....receipt whereof

is hereby acknowledged, does hereby waive the priority of said mortgage, or mortgages, in favor of certain pipe line right of way grant, or grants, heretofore or on this day made to Continental Construction Corp., granting to said corporation the right to build and maintain a pipe line across said land; and the undersigned agrees that said grant, or grants, shall be prior to the said mortgage, or mortgages, held and owned by the undersigned the same as if said grant, or grants, were prior to the said mortgage, or mortgages, in date and in time of filing for recordation; otherwise said mortgage, or mortgages, shall be and remain unaffected by this instrument.

IN WITNESS WHEREOF, The undersigned The Penn Mutual Life Ins. Co., a corporation, has caused this instrument to be executed, pursuant to a resolution of its Board of Trustees, by Wm. H. Kingsley, its Vice President, and its corporate seal to be hereunto affixed, attested by Sydney A. Smith, its Secretary, this fifth day of September, 1930.

The Penn Mutual Life Insurance Company,

Attest:
Sydney A. Smith
Secretary. (CORPORATE SEAL) By Wm. H. Kingsley Its Vice President.

ACKNOWLEDGMENT FOR CORPORATION--IOWA

STATE OF PENNSYLVANIA)
) SS.
Philadelphia County)

On this 5 day of Sept., A. D., 1930, before me, a Notary Public in and for said county, personally appeared Wm. H. Kingsley, to me personally known, who, being by me duly sworn did say that he is the Vice President of said Penn Mutual Life Insurance Co., that the seal affixed to said instrument is the seal of said corporation, and that said instrument was signed and sealed on behalf of said corporation by authority of its board of directors, and said Wm. H. Kingsley acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.

In witness whereof I have hereunto set my hand and official seal, the day and year last above written.

NOTARIAL SEAL

W. A. Peffle Notary Public.

NOTARY PUBLIC
My Commission Expires March 2, 1931.